IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FOURTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION No. 20202 of 2005

Between:

T. Suguna and 3 others

..... PETITIONERS

AND

The General Manager,

Bharat Sanchar Nigam Limited,
Hyderabad-1 and another

.....RESPONDENTS

ORDER:

Seeking a Mandamus, declaring that the petitioners are the statutory legal heirs of the deceased T.V.Rangarao, who died intestate, under Section 8(a) of the Hindu Succession Act, as there is no necessity to produce any legal heir certificate to the respondents 1 and 2 to release the mortgaged house documents, the present writ petition is filed.

Heard the learned counsel for the petitioners and the learned counsel for the respondents.

Appropriate decision has to be taken by the respondents in accordance with law. By exercising its jurisdiction under Article 226 of the Constitution of India, this Court cannot declare the petitioners as legal heirs of the deceased T.V.Rangarao. If the petitioners are so advised, they can approach before the competent Civil Court for obtaining succession certificate.

Accordingly, the Writ Petition is disposed of, leaving open all the remedies to the petitioners as available under law. No order as to costs.

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K.C. BHANU,J

Dated: 14.09.2005

Dsr